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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration Submitted With Initial Filing

**OR**

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	06023.23763
First Named Inventor	Richard E. Rudin, et al.
<b>COMPLETE IF KNOWN</b>	
Application Number	
Filing Date	
Art Unit	
Examiner Name	

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

IMPROVED INSTANT YOGURT FOOD PRODUCT

(Title of the Invention)

the specification of which

is attached hereto

**OR**

was filed on (MM/DD/YYYY) [redacted] as United States Application Number or PCT International

Application Number [redacted] and was amended on (MM/DD/YYYY) [redacted] (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? Yes	Certified Copy Attached? No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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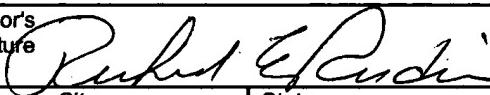
**DECLARATION — Utility or Design Patent Application**Direct all correspondence to:  Customer Number:  OR  Correspondence address belowName **24382**  
PATENT TRADEMARK OFFICE

Address

City \_\_\_\_\_ State \_\_\_\_\_ ZIP \_\_\_\_\_

Country \_\_\_\_\_ Telephone \_\_\_\_\_ Fax \_\_\_\_\_

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:  A petition has been filed for this unsigned inventorGiven Name (first and middle [if any]) **Richard E.** Family Name or Surname **Rudin**Inventor's Signature  Date **Nov 11, 2003**Residence: City **Kenosha** State **WI** Country **US** Citizenship **US**Mailing Address  
**1094 Sheridan Road**City **Kenosha** State **WI** ZIP **53140** Country **US**NAME OF SECOND INVENTOR:  A petition has been filed for this unsigned inventorGiven Name (first and middle [if any]) **Dilip D.** Family Name or Surname **Kotecha**

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: City **Racine** State **WI** Country **US** Citizenship **US**Mailing Address  
**5561 Whirlaway Lane**City **Racine** State **WI** ZIP **53402** Country **US**
 Additional inventors or a legal representative are being named on the **1** supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

## DECLARATION — Utility or Design Patent Application

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR:**

A petition has been filed for this unsigned inventor

Given Name  
(first and middle [if any])

Richard E.

Family Name  
or Surname

Rudin

Inventor's  
Signature

Date

Residence: City  
Kenosha

State  
WI

Country  
US

Citizenship  
US

Mailing Address

1094 Sheridan Road

City  
Kenosha

State  
WI

ZIP  
53140

Country  
US

**NAME OF SECOND INVENTOR:**

A petition has been filed for this unsigned inventor

Given Name  
(first and middle [if any])

Dilip D.

Family Name  
or Surname

Kotecha

Inventor's  
Signature

D. Kotecha

Date

11/17/2003

Residence: City  
Racine

State  
WI

Country  
US

Citizenship  
US

Mailing Address

5561 Whirlaway Lane

City  
Racine

State  
WI

ZIP  
53402

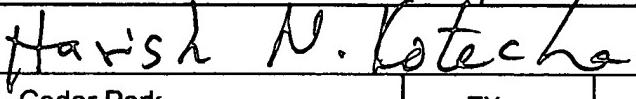
Country  
US

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**DECLARATION****ADDITIONAL INVENTOR(S)  
Supplemental Sheet**

Page 3 of 3

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Harish N.		Kotecha	
Inventor's Signature			
Residence: City	Cedar Park	State	TX
Country	US	Citizenship US	
Mailing Address 2701 Glenwood Trail			
Mailing Address			
City Cedar Park		State TX	Zip 78613
Country US			
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature	Date		
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City		State	Zip
Country			
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature	Date		
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City		State	Zip
Country			

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	
Filing Date	
First Named Inventor	Richard E. Rudin, et al.
Title	IMPROVED INSTANT YOGURT FOOD PRODUCT
Art Unit	
Examiner Name	
Attorney Docket Number	06023.23763

I hereby appoint:

 Practitioners associated with the Customer Number:

24382

OR

 Practitioner(s) named below:

PATENT TRADEMARK OFFICE

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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OR

 The address associated with Customer Number:

OR

<input type="checkbox"/>	Firm or Individual Name	
Address		
Address		
City		State
Country		
Telephone	Fax	

I am the:

 Applicant/Inventor. Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name	Dilip D. Kotecha
Signature	
Date	11/17/2003
Telephone 703-639-4288	

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

 \*Total of 3 forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<b>Filing Date</b>	
<b>First Named Inventor</b>	Richard E. Rudin, et al.
<b>Title</b>	IMPROVED INSTANT YOGURT FOOD PRODUCT
<b>Art Unit</b>	
<b>Examiner Name</b>	
<b>Attorney Docket Number</b>	06023.23763

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Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:



Applicant/Inventor.



Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name	Richard E. Rudin		
Signature	<i>Richard E. Rudin</i>		
Date	Nov. 16, 2003	Telephone	202-552-8523

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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<b>Filing Date</b>	
<b>First Named Inventor</b>	Richard E. Rudin, et, al.
<b>Title</b>	IMPROVED INSTANT YOGURT FOOD PRODUCT
<b>Art Unit</b>	
<b>Examiner Name</b>	
<b>Attorney Docket Number</b>	D6023.23763

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<input type="checkbox"/>	Firm or Individual Name		
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<input type="checkbox"/>	Address		
<input type="checkbox"/>	City	State	Zip
<input type="checkbox"/>	Country		
<input type="checkbox"/>	Telephone	Fax	

I am the:

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*Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)*

## SIGNATURE of Applicant or Assignee of Record

Name HARISH N. KOTECHASignature Harish N. KotechaDate 10/31/03

Telephone

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